

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

RICHARD ZIEGLER,

Plaintiff,

v.

PACIFIC MARITIME ASSOCIATION,

Defendant.

NO. CV-11-0088-EFS

**ORDER DISMISSING LAWSUIT AND
CLOSING FILE**

On August 4, 2011, the Court entered an Order to Show Cause Re: Dismissal which was directed towards *pro se* Plaintiff Richard Ziegler. ECF No. [11](#). Since this action was removed by Defendant Pacific Maritime Association, Mr. Ziegler has not participated in this lawsuit: he failed to 1) submit a status certificate as required by the Court's Notice Setting Scheduling Conference, ECF No. [4](#); 2) participate in the August 4, 2011 scheduling conference, ECF No. [10](#); 3) respond to the Court's show-cause Order, ECF No. [11](#); and 4) provide the Clerk's Office with a current address, EC Nos. [12](#) & [13](#). Because Mr. Ziegler failed to prosecute his lawsuit, the Court finds dismissal is appropriate. See Fed. R. Civ. P. 41(b), 16(f)(1), & 37(b)(2)(A)(v); see *Link v. Wabash R.R. Co.*, 370 U.S. 626, 633 (1962) ("[A] [d]istrict [c]ourt may dismiss a complaint for failure to prosecute even without affording notice of its intention to do so or providing an adversary hearing before acting.").

1 Accordingly, **IT IS HEREBY ORDERED:**

2 1. **Judgment** is to be entered in Defendant's favor **with prejudice.**

3 2. All pending deadlines and hearings are **STRICKEN.**

4 3. This file shall be **CLOSED.**

5 **IT IS SO ORDERED.** The District Court Executive is directed to enter
6 this Order and provide copies to Mr. Ziegler and counsel.

7 **DATED** this 12th day of September 2011.

8
9 s/ Edward F. Shea

EDWARD F. SHEA

10 United States District Judge

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